

SUMMARY REPORT DIGEST-  
COMPLAINT REGISTER INVESTIGATION NO.:  
CHICAGO POLICE DEPARTMENT

2 1 6 9 1 1

DATE OF REPORT (DAY-MO.-YEAR)

21 Sept. 1995

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.  
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION ☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS  
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESTIGATOR'S NAME		RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.		
Milton C. Marshall		Sgt.	2148			121		
ADDRESS OF INCIDENT			DATE OF INCIDENT - TIME		BEAT OF INCIDENT	LOCATION CODE*		
640 W. Hubbard			08 April 95 0200		1323	02		
ACCUSED	NAME	RANK	STAR NO.	SOCIAL SEC. NO.	EMPLOYEE NO.	UNIT ASSIGN.		
	1. MICHALIK, Jane E.	P.O.	14249			013		
	2. RONAN, Sean M.	P.O.	14396			013		
	SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE†	
	1. F/W		13 April 1987		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	01		
	2. M/W		22 Nov. 1993		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	01		
IF APPLICABLE - DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE			
1. DNA								
2.								
COMPLAINANT	NAME	*ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†
				Chgo., Il.		M/W		50 01
VICTIMS	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†
	Same as above							
WITNESSES	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE	D.O.B./AGE	PHYS. COND. CODE†
	None Found							

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS: This complaint was initiated by [REDACTED] via Bell Telephone on Monday, 10 April 1995 at 0900 hours and was recorded with the Office of Professional Standards by Investigator Lydia Conlisk #50.

ALLEGATION: [REDACTED] alleged that on Saturday, 08 April 1995, at approximately 0200 hours, while on the street at 444 No. Desplaine he complained to Officers Michalik and Ronan about the conditions surrounding the Gotham Club and the officers took no police action.

I.A.D. LOCATION CODES\*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property - Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES†

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

\*\* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).  
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SUMMARY

(see page's #2 & 3)

ATTACHMENTS

INVESTIGATIVE REPORTS—  
SUPPORTING ALLEGATION  
LIST ATTACHMENT NUMBERS:  
2,4,7,10,11,  
12,13,14,15

INVESTIGATIVE REPORTS—  
SUPPORTING ACCUSED MEMBER(S)  
LIST ATTACHMENT NUMBERS:  
19,20

PHYSICAL EVIDENCE  
LIST ATTACHMENT NUMBERS:  
19

TOTAL NUMBER OF ATTACHMENTS  
SUBMITTED WITH THIS FILE:  
20

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.  
Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for ..... days (not to exceed 5 days).

FINDINGS--RECOMMENDATIONS

(see page #3)

REVIEWED BY  
NOV 02 1995

*[Handwritten signature]*

DATE INITIATED  
(DATE COMPLAINT WAS  
RECEIVED FOR INVESTIGATION) 11 April 1995

DATE COMPLETED  
(DATE OF THIS  
REPORT) 21 Sept. 1995

ELAPSED TIME  
(TOTAL TIME,  
EXPRESSED IN DAYS) 163

Investigator will initiate the Command Channel Review  
form by completing the Investigator's Section.

INVEST

IF NECESSARY, USE AN 8½ x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

Internal Affairs Division  
General Investigation Section

Date: 21 Sept.1995  
C.R.# 216911

EVIDENCE:

ATTACHMENTS:

1. Complaint Against Department Members
2. Report of Sergeant Milton C. Marshall #2148, Unit 121, Re; Interview of Complainant, [REDACTED]
3. Letter From Thomas J. Kuroski, District Commander, 13th District To [REDACTED], Dated 18 January 1995
4. Letter From [REDACTED] To Commander Kuroski, Dated 15 February 1995
5. Letter From Commander Kuroski To [REDACTED], Dated 13 March 1995
6. Flyer of Gotham Club's Logo
7. Yerges Acoustics Report of Noise Radiated From The Gotham Club
8. District Assignment Schedule, 013 District, 1st Watch, 5th Period
9. Attendance & Assignment Record, 013 District, 1st Watch, 08 April 1995
10. Thirty Four (34) Sequential Photographs Depicting Conditions Near The Gotham Club On 08 April 1995
11. Seven (7) Eight By Ten Black & White Photographs Depicting Conditions Near The Gotham Club On Various Dates
12. Eight (8) Four By Six Color Photographs Depicting Conditions Near The Gotham Club On A Typical "Morning After"
13. Report of Sergeant Milton C. Marshall #2148, Unit 121, Re; Visit To The Scene of Incident
14. Report of Sergeant Milton C. Marshall #2148, Unit 1212, Re; Identification of Accused Officer

EVIDENCE CONTINUED:

ATTACHMENTS:

15. Two (2) Photographs of No Parking Signs Under The Viaducts Near The Gotham Club
16. Attendance & Assignment Record, 13th District, 1st Watch, 22 April 1995
17. Notification of Charges/Allegations As Presented To P.O. Jane Michalik #14249 On 11 September 1995, Requesting A Continuance
18. Notification of Charges/Allegations As Presented To P.O. Sean Ronan #14396 On 12 September 1995, Requesting A Continuance
19. Report And Related Documents of Accused Officer, P.O. Jane Michalik #14249, 013 District
20. Report And Related Documents of Accused Officer, P.O. Sean Ronan #14396, 013 District

SUMMARY:

The undersigned received this complaint for investigation on Monday, 10 April 1995 and made contact with the complainant, [REDACTED], on 11 April at 1400 hours. [REDACTED] complained that on Saturday, 08 April, at approximately 0200 hours, while on the street at 444 No. Desplaines he complained to the accused officers about the conditions surrounding the Gotham Club which included a fire in a barrel in the middle of the sidewalk, the ashes from the fire being dumped onto the sidewalk, illegally parked cars, loud music from the club and patrons from the club drinking on the public way and the officers took no police action.

On 12 April, [REDACTED] visited the office of the Internal Affairs Division and gave a more in depth interview. At that time, [REDACTED] presented photographs depicting the "normal conditions" surrounding the Gotham Club as well as photographs taken of the area on the night of this complaint. [REDACTED] also presented a report of tests conducted of the noise level emanating from the club as well as letters of complaint made to the District Commander of the 13th District.

Internal Affairs Division  
General Investigation Section

Date: 21 Sept.1995  
C.R.# 216911

SUMMARY CONTINUED:

On 22 April, from midnight until approximately 0400 hours the undersigned, accompanied by Sergeant Ernest Brown of this command, visited the scene of this complaint. With the use of a covert vehicle, the undersigned was able to closely monitor the area. The undersigned found the area to be as described by [REDACTED]. There were several drinkers on the sidewalk in front of the place. There were twenty two (22) illegally parked cars and the music from the club could be heard a block and a half away. Due to the fact that the undersigned was in a covert capacity and did not want his identity revealed, no enforcement action was taken at that time. It should be noted that on 22 April, the date that the undersigned visited the scene, neither of the accused officers was on duty.

On 03 May, at 1115 hours [REDACTED] again visited the offices of the Internal Affairs Division. On that date, [REDACTED] viewed photographs of Department members and was able to identify the photograph of officer Jane Michalik as the officer with whom he spoke on 08 April at approximately 0200 hours. [REDACTED] was unable to identify the driver of the police vehicle in which Officer Michalik was a passenger.

On 10 May, at 1230 hours the undersigned again visited the scene of this incident. The undersigned checked and found there to be "no parking" signs under each of the viaducts surrounding the Gotham Club and found that there was strict enforcement of the signs during the second watch. The undersigned took photographs of the "no parking" signs.

On 11 September at 0630 hours Officer Michalik was summoned to the offices of the Internal Affairs Division Headquarters and cited for the allegation made against her. On 12 September at 1700 hours Officer Ronan was summoned and cited. Each of the officers requested a continuance and each was rescheduled. Upon their return to the Internal Affairs Division Headquarters, each of the accused officers submitted a report and documentation disputing the allegation made against them by [REDACTED].

FINDINGS - RECOMMENDATIONS:

The reports and the documentation submitted by the accused officers revealed that the officers did, in fact, take appropriate action on the complaint of [REDACTED]. The officers had the illegally parked cars removed from the scene and the officers cited the owner of the club for the violation of burning wood in the barrel on the public way.

ALLEGATION #1 ..... UNFOUNDED